1984 No. 27

AGRICULTURE

The Feeding Stuffs (Amendment) Regulations (Northern Ireland) 1984

Made . . . . . 1st February 1984

Coming into operation . . as provided for in article 1

The Department of Agriculture, in exercise of the powers conferred on it by sections 66(1), 68(1), (1A) and (3), 69(1) and (3), 70(1), 73(3), 74(1), 74A and 84 of the Agriculture Act 1970(**a**) and of every other power enabling it in that behalf, after consultation with such persons or organisations as appear to it to represent the interests concerned, hereby makes the following regulations:—

Title, commencement and interpretation

1.—(1) These regulations may be cited as the Feeding Stuffs (Amendment) Regulations (Northern Ireland) 1984.

(2) (*a*) This regulation and regulations 2, 3, 4, 5(1), 6, 7, 9, 10(*a*) to (*d*), 10(*j*), 13 and 14 of these regulations shall come into operation on the 31st July 1984.

(*b*) Regulations 8, 10(*i*) and (*k*) of, and the Schedule to, these regulations shall come into operation on the 1st January 1985.

(*c*) Regulations 5(2), 10(*e*) to (*h*), 11 and 12 of these regulations shall come into operation on the 1st July 1985.

(3) Any reference in these regulations to a numbered regulation or Schedule shall, unless the reference is to a regulation of, or Schedule to, specified regulations, be construed as a reference to the regulation or Schedule so numbered in the Feeding Stuffs Regulations (Northern Ireland) 1982(**b**).

(4) The Interpretation Act (Northern Ireland) 1954(**c**) shall apply to these Regulations as it applies to a Measure of the Northern Ireland Assembly.

Amendment of the Feeding Stuffs Regulations (Northern Ireland) 1982

2. The Feeding Stuffs Regulations (Northern Ireland) 1982 are hereby amended as provided in regulations 3 to 15 of these regulations.

Definitions

3. In regulation 2(1)—

(*a*) the definition of "amount of protein" shall be deleted and the following definition shall be inserted in its place—

" "additive" means—

(i) any substance specified in the Table to Schedule 4 as a substance which may be contained in material intended for use as a feeding stuff;

(ii) copper;";

(**a**) 1970 c. 40; section 74A was inserted by the European Communities Act 1972 (c. 68), Schedule 4, paragraph 6, and the Act was amended by the Agriculture Act 1970 Amendment Regulations 1982 (S.I. 1982/980)

(**b**) S.R. 1982 No. 337

(**c**) 1954 c. 33 (N.I.)

(*b*) in the definition of "compound feeding stuff", after the word "substances" there shall be inserted the words "other than additives";

(*c*) the following definitions shall be inserted after the definition of "preservative"—

" "protein" means the matter obtained as a result of treatment of feeding stuff according to the procedure described in method 4 of Schedule 2 to the Feeding Stuffs (Sampling and Analysis) Regulations (Northern Ireland) 1982(**a**);

"protein equivalent of urea, biuret, ureaphosphate and diureidoisobutane" means the amount of urea, biuret, ureaphosphate and diureidoisobutane nitrogen multiplied by 6.25;";

(*d*) in the definition of "straight feeding stuff" the reference to regulation 14(1) shall be a reference to regulation 14.

Statutory statements

4. The following regulation shall be substituted for regulation 6:

"*Form of statutory statement*

6.—(1) In the case of material of a prescribed description delivered in a package or other container the statutory statement shall either—

(*a*) take the form of a label attached to that package or container, or

(*b*) be clearly marked directly thereon;

and in the case of such material delivered in bulk the statutory statement shall take the form of a document relating to each consignment.

(2) The matters required by section 68(1) and permitted by section 68(1A) to be contained in a statutory statement shall—

(*a*) be clearly separate from any other information,

(*b*) be in English, and

(*c*) be legible and indelible.

(3) For the purposes of section 69 (marking of material prepared for sale), material of a prescribed description which is contained in a package or other container shall be labelled or marked in the manner prescribed in relation to such material in paragraph (1) of this regulation, and material in bulk shall be marked by the display of a document relating thereto in as close proximity to the material as may be practicable.".

Particulars of ingredients

5.—(1) In paragraph (*a*) of regulation 7, for the words and figures in parentheses "(other than a substance controlled under regulation 14(1))" there shall be substituted the following words and figures:

"(other than a substance required or permitted by regulation 5 to be named in the statutory statement or a substance controlled under regulation 14)".

(2) The following regulation shall be inserted after regulation 7:

"**7A.** Without prejudice to the provisions of regulation 7, no person shall, in any statement, label, document or mark relating to a compound feeding stuff intended for use as a pet food—

(*a*) use any description of any category of ingredients other than the appropriate description specified in relation to that category in the first column of Schedule 6, or

(**a**) S.R. 1982 No. 338

(*b*) include in the list of ingredients both a description of a category of ingredients and the name of an individual ingredient, except in the case of an individual ingredient which is not included in any category described and defined in Schedule 6.''.

Bulk deliveries

6. In regulation 8, after the words ''sale of any material'' there shall be inserted the words ''delivered in bulk''.

Added substances

7. In regulation 14(1), for the words ''vitamin D_2 or D_3 ''there shall be substituted the words ''vitamin, pro-vitamin or substance having a similar effect.''.

Protein sources

8. The following regulation shall be inserted after regulation 16:

''*Control of certain protein sources*

16A.—(1) Subject to paragraph (2) of this regulation, no person shall sell, or have in possession with a view to sale, for use as a feeding stuff, any material belonging to a product group specified in column 1 of Schedule 7 unless that material—

(*a*) is named as a permitted product in column 2 of that Schedule, and

(*b*) complies with all the specifications and requirements contained and imposed in relation thereto in columns 3 to 6 of the said Schedule.

(2) From the date of this regulation's coming into operation until the 1st January 1988, paragraph (1) of this regulation shall not apply to any product (other than a product obtained from yeasts of the ''Candida'' variety and cultivated on n-alkanes) which was lawfully marketed for use as a feeding stuff immediately before the commencement of this regulation.''.

Exemptions

9. For regulation 19 (Exemptions) there shall be substituted the following regulation:

''**19.** These regulations shall not apply to any feeding stuff which is intended for use only for—

(*a*) the experimental investigation or testing of substances controlled under regulation 14, under the supervision of the Department, or

(*b*) other purposes of scientific research or experiment and which is not generally available for sale, purchase or use as a feeding stuff, and which is clearly marked to that effect.''.

Contents of statutory statement

10. In Schedule 1—

(*a*) in sub-paragraph (2) of paragraph 1, immediately after particular (*c*), there shall be inserted the following particular:

''(*d*) the trade name of the material;''

and particulars (*d*) and (*e*) shall be lettered ''(*e*)'' and ''(*f*)'' accordingly;

(*b*) for paragraph 2(2)(*f*) and (*g*) there shall be substituted the following provisions:

"(*f*) copper, (if present at a level of no more than 50 milligrams per kilogram), a statement of the total amount of copper present (whether naturally present or added); and

(*g*) vitamins (other than A, D or E), pro-vitamins and chemically well-defined substances having effects similar to those of vitamins, the name of each vitamin, pro-vitamin or other such substance present, a statement of the total amount of each of them (whether naturally present or added) and an indication of the period during which that amount of each of them will remain present.";

(*c*) for sub-paragraph (3) of paragraph 2 there shall be substituted the following sub-paragraph:

"(3) Any amount referred to—

(*a*) in sub-paragraph (1)(*a*) of this paragraph shall be expressed as a percentage by weight, unless the amount is less than 0.1 per cent. by weight, in which case it shall be expressed in milligrams per kilogram;

(*b*) in sub-paragraphs (1)(*d*) or (2)(*a*) to (*f*) inclusive of this paragraph shall be expressed in milligrams per kilogram; *and*

(*c*) in sub-paragraphs (1)(*c*) or (2)(*g*) of this paragraph shall be expressed in international units per kilogram, units per kilogram or micrograms per kilogram.";

(*d*) in paragraph 4(*b*) the word "any" shall be substituted for the word "each";

(*e*) in paragraph 9(*b*) after "(ii) amount of starch", there shall be inserted "(iii) amount of total sugar plus starch", and particulars (iii) to (viii) shall be re-numbered accordingly;

(*f*) paragraph 10(*a*)(i) shall be deleted and particulars (ii) to (iv) of that sub-paragraph re-numbered accordingly;

(*g*) the word "and" shall be transferred from the end of paragraph 10(*b*)(iv) to the end of paragraph 10(*b*) (v) and the following provision shall be added at the end of the said paragraph: "(vi) amount of ash.";

(*h*) in paragraph 11(*b*), after "(iii) amount of starch", there shall be inserted "(iv) amount of total sugar plus starch", and particulars (iv) to (ix) shall be re-numbered accordingly;

(*i*) paragraphs 12 and 13 shall be deleted;

(*j*) in paragraph 16 the following words shall be inserted at the beginning of sub-paragraph (*a*):

"unless the paragraph in question specifies some other method of expression";

(*k*) the following paragraph shall be added after paragraph 16:

"17. In the case of a compound feeding stuff containing any urea or any derivative of urea named as a permitted product in column 2 of Schedule 7, the following additional particulars shall be contained in the statutory statement:

(*a*) the name of the permitted product as it appears in the said column 2;

(*b*) the amount of the permitted product contained in the feeding stuff;

(*c*) the proportion of nitrogen, expressed as protein equivalent, provided by the non-protein nitrogenous content of the feeding stuff; and

(*d*) directions for use, specifying the animals for which the feeding stuff is intended and the maximum level of non-protein nitrogen which must not be exceeded in the daily ration.".

Materials and their meanings

11. In Schedule 2—

(*a*) in the group of oil cakes and meals, in the definition of "dried distillers' grains" in column 3, there shall be added after the word "matter" a comma and the words "or residues of cereals used in the distilling process";

(*b*) in the group of artificially dried agricultural products—

(i) in the definition of "grass meal" in column 3, the words "and possibly pre-drying" shall be inserted after the words "artificially drying";

(ii) in the definition of "lucerne meal" in the said column, the words "and possibly pre-drying" shall be inserted after the words "artificially drying" and the words "and possibly pre-dried" shall be inserted after the words "artificially dried";

(iii) in the definition of "clover meal" in the said column, the words "and possibly pre-drying" shall be inserted after the words "artificially drying", and the words "and possibly pre-dried" shall be inserted after the words "artificially dried";

(*c*) in the group of products of animal origin—

(i) after each of the definitions in column 3 of "meat and bone meal", "bone meal", "meat meal", "greaves" and "animal fat" there shall be added the following sentence:

"It shall be technically free of organic solvents"; and

(ii) in the definition of "meat meal" in the said column for the words "a process of extraction" there shall be substituted "an appropriate process";

(*d*) in the group of mineral substances the specifications of dicalcium phosphate and monocalcium phosphate shall be deleted, and the following specifications added to the Schedule:

	Calcium monohydrogen phosphate (dicalcium phosphate) (The manufacturing process may be indicated in the name)	Calcium monohydrogen phosphate (dicalcium phosphate)	Phosphorus Chlorides, expressed as NaCl	
	Calcium bis-(dihydrogen phosphate) (monocalcium phosphate)	Product consisting principally of technically pure calcium bis-(dihydrogen phosphate) (monocalcium phosphate)	Phosphorus	Calcium
	Ammonium dihydrogen phosphate (monoammonium phosphate)	Product consisting mainly of technically pure ammonium dihydrogen phosphate	Phosphorus Nitrogen	